

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE  
TRADEMARK TRIAL AND APPEAL BOARD

In re application of:  
Kaivac, Inc.

International Classes: 3, 7, 8, 12, 21 and 41

Serial No. 76/087,973

Published: December 11, 2001

Filed: July 10, 2000

Mark: KAI

BOX TTAB – NO FEE  
Honorable Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

**SECOND REQUEST**  
**FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION**

Pursuant to 37 C.F.R. § 2.102, Kay Chemical Company, a North Carolina corporation having a principal place of business at 8300 Capital Drive, Greensboro, North Carolina 27409, by and through its undersigned attorneys, hereby requests that the Board grant a thirty (30) day extension of time to file an opposition against the above-identified application, up to and including March 11, 2002.

The extension is necessary in order for Kay Chemical Company to continue evaluating the necessity of filing a Notice of Opposition. The requested extension of time does not exceed 120 days from the date of publication.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

February 8, 2002  
Date of Deposit

Chris Kusilek  
Signature

Chris Kusilek  
Typed or Printed Name of Person Signing Certificate

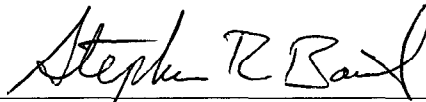
This request is being submitted in triplicate (original plus two copies) as required by 37 C.F.R. § 2.102(d).

Kay Chemical Company understands that no fee or certification is required for the submission and consideration of this information at this time. Should any fee be required at this time, the Honorable Commissioner for Trademarks is authorized to charge such fee to Deposit Account No. 06-1050/11434/164PP1.

Please forward any reply to this communication directly to Fish & Richardson P.C., P.A. at 3300 Dain Rauscher Plaza, 60 South Sixth Street, Minneapolis, Minnesota 55402. The fax number is (612) 288-9696.

Dated: February 8, 2002

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stephen R. Baird", is written over a horizontal line.

Stephen R. Baird  
FISH & RICHARDSON P.C., P.A.  
3300 Dain Rauscher Plaza  
60 South Sixth Street  
Minneapolis, MN 55402  
(612) 337-2572

ATTORNEY FOR  
KAY CHEMICAL COMPANY

TTAB

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Arlington, VA 22202-3513



02-13-2002

U.S. Patent & TMO/TM Mail Rpt Dt. #34

TRANSMITTAL

Madam Commissioner:

Transmitted herewith please find the following documents:

- (1) Second Request for Extension of Time to File Notice of Opposition in triplicate; and
- (2) A return postcard to acknowledge receipt of these materials. Please date-stamp and return this postcard.

Should any fees be required relating to this document, the Honorable Commissioner for Trademarks is authorized to deduct said fees from the Deposit Account of Fish & Richardson, Deposit Account No. 06-1050/11434/164PP1.

Very truly yours,

Stephen R. Baird

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abg